



USCA DOCKET # (IF KNOWN)

## UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT CIVIL APPEALS DOCKETING STATEMENT

PLEASE ATTACH ADDITIONAL PAGES IF NECESSARY.

<b>TITLE IN FULL:</b>  GEORGE K. YOUNG, JR., Plaintiff, vs. STATE OF HAWAII and NEIL ABERCROMBIE in his capacity as Governor of the State of Hawaii; DAVID M. LOUIE in his capacity as State Attorney General; COUNTY OF HAWAII, a sub- agency of the State of Hawaii and WILLIAM D. KENOL in his capacity as Mayor of	DISTRICT: Hawaii	JUDGE: Gilmour
	DISTRICT COURT NUMBER: Civ. No. 12-00336 HG BMK	
	DATE NOTICE OF APPEAL FILED: 11/21/2012	IS THIS A CROSS APPEAL? <input type="checkbox"/> YES
	IF THIS MATTER HAS BEEN BEFORE THIS COURT PREVIOUSLY, PLEASE PROVIDE THE DOCKET NUMBER AND CITATION (IF ANY): <div style="border: 1px solid black; height: 20px; width: 100%;"></div>	
<b>BRIEF DESCRIPTION OF NATURE OF ACTION AND RESULT BELOW:</b>  Plaintiff filed to enjoy several state laws regarding handgun carry. Case was dismissed on a motion to dismiss.		
<b>PRINCIPAL ISSUES PROPOSED TO BE RAISED ON APPEAL:</b>  Whether the Second Amendment confers a right to carry outside the home and whether Sovereign Immunity was abrogated by the ratification of the 14th amendment.		
<b>PLEASE IDENTIFY ANY OTHER LEGAL PROCEEDING THAT MAY HAVE A BEARING ON THIS CASE (INCLUDE PENDING DISTRICT COURT POST-JUDGMENT MOTIONS):</b>  Baker v. Kealoha Richards v. Prieto		
<b>DOES THIS APPEAL INVOLVE ANY OF THE FOLLOWING:</b> <ul style="list-style-type: none"> <li><input type="checkbox"/> Possibility of Settlement</li> <li><input type="checkbox"/> Likelihood that intervening precedent will control outcome of appeal</li> <li><input type="checkbox"/> Likelihood of a motion to expedite or to stay the appeal, or other procedural matters (Specify)  <div style="border: 1px solid black; height: 20px; width: 100%;"></div> </li> <li><input type="checkbox"/> Any other information relevant to the inclusion of this case in the Mediation Program  <div style="border: 1px solid black; height: 20px; width: 100%;"></div> </li> <li><input type="checkbox"/> Possibility parties would stipulate to binding award by Appellate Commissioner in lieu of submission to judges</li> </ul>		



**LOWER COURT INFORMATION**

JURISDICTION		DISTRICT COURT DISPOSITION	
FEDERAL	APPELLATE	TYPE OF JUDGMENT/ORDER APPEALED	RELIEF
<input checked="" type="checkbox"/> FEDERAL QUESTION <input type="checkbox"/> DIVERSITY <input type="checkbox"/> OTHER (SPECIFY): <div style="border: 1px solid black; height: 100px; width: 100%;"></div>	<input checked="" type="checkbox"/> FINAL DECISION OF DISTRICT COURT  <input type="checkbox"/> INTERLOCUTORY DECISION APPEALABLE AS OF RIGHT  <input type="checkbox"/> INTERLOCUTORY ORDER CERTIFIED BY DISTRICT JUDGE (SPECIFY): <div style="border: 1px solid black; height: 30px; width: 100%;"></div> <input type="checkbox"/> OTHER (SPECIFY): <div style="border: 1px solid black; height: 30px; width: 100%;"></div>	<input type="checkbox"/> DEFAULT JUDGMENT <input type="checkbox"/> DISMISSAL/JURISDICTION <input checked="" type="checkbox"/> DISMISSAL/MERITS <input type="checkbox"/> SUMMARY JUDGMENT <input type="checkbox"/> JUDGMENT/COURT DECISION <input type="checkbox"/> JUDGMENT/JURY VERDICT <input type="checkbox"/> DECLARATORY JUDGMENT <input type="checkbox"/> JUDGMENT AS A MATTER OF LAW <input type="checkbox"/> OTHER (SPECIFY): <div style="border: 1px solid black; height: 30px; width: 100%;"></div>	<input type="checkbox"/> DAMAGES: SOUGHT \$ <div style="border: 1px solid black; width: 80px; height: 20px;"></div> AWARDED \$ <div style="border: 1px solid black; width: 80px; height: 20px;"></div> <input type="checkbox"/> INJUNCTIONS: <input type="checkbox"/> PRELIMINARY <input type="checkbox"/> PERMANENT <input type="checkbox"/> GRANTED <input type="checkbox"/> DENIED <input type="checkbox"/> ATTORNEY FEES: SOUGHT \$ <div style="border: 1px solid black; width: 80px; height: 20px;"></div> AWARDED \$ <div style="border: 1px solid black; width: 80px; height: 20px;"></div> <input type="checkbox"/> PENDING <input type="checkbox"/> COSTS: \$ <div style="border: 1px solid black; width: 80px; height: 20px;"></div>

**CERTIFICATION OF COUNSEL****I CERTIFY THAT:**

1. COPIES OF ORDER/JUDGMENT APPEALED FROM ARE ATTACHED.
2. A CURRENT SERVICE LIST OR REPRESENTATION STATEMENT WITH TELEPHONE AND FAX NUMBERS IS ATTACHED (SEE 9TH CIR. RULE 3-2).
3. A COPY OF THIS CIVIL APPEALS DOCKETING STATEMENT WAS SERVED IN COMPLIANCE WITH FRAP 25.
4. I UNDERSTAND THAT FAILURE TO COMPLY WITH THESE FILING REQUIREMENTS MAY RESULT IN SANCTIONS, INCLUDING DISMISSAL OF THIS APPEAL.

/Alan Beck

**Signature**

12/13/2012

**Date****COUNSEL WHO COMPLETED THIS FORM**

NAME	Alan Beck		
FIRM	Law Offices of Alan Beck		
ADDRESS	4780 Governor Drive		
CITY	San Diego	STATE	CA
		ZIP CODE	92122
E-MAIL	ngord2000@yahoo.com		TELEPHONE
			619-971-0414
FAX			

**\*\*THIS DOCUMENT SHOULD BE FILED IN DISTRICT COURT WITH THE NOTICE OF APPEAL. \*\***  
**\*\*IF FILED LATE, IT SHOULD BE FILED DIRECTLY WITH THE U.S. COURT OF APPEALS.\*\***